

#31  
CPA #  
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Date: May 21, 2003

Docket No.: 1259-0191P

Appl. No.: 08/841,318

Conf. No.: 3061

RECEIVED

MAY 27 2003

Technology Center 2600

MS CPA

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a Request for filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) of prior Application No. 08/841,318 entitled A METHOD OF CONTROLLING THE DISPLAY MODE AND THE RECORDING MODE OF AN ELECTRONIC STILL CAMERA by the following named Inventor(s):

Kouki HATAKEYAMA

☐ This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. §1.53(d) (4).

a. ☐ **DELETE** the following inventor(s) named in the prior nonprovisional application:

b. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.

The above-identified prior application, in which no payment of the issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application. Please use all of the contents of the prior application file wrapper, including the drawings, as the basic papers for the new application.

03/22/2003 XDATE1 00000035 08841318

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750.00 GP

MAIL ADDRESS: P.O. Box 747, FALLS CHURCH, VIRGINIA, USA 22040-0747

1. ☐ Enter the Amendment previously filed , under 37 C.F.R. § 1.116 but unentered, in the prior application.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ An Information Disclosure Statement and PTO-1449 form(s) are attached hereto for the Examiner's consideration.
4. ☐ A new power of attorney or authorization of agent is enclosed.

The filing fee is calculated on the basis of the claims existing in the prior application as amended at 1 and 2 above.

			LARGE ENTITY	SMALL ENTITY
BASIC FEE			\$750.00	\$375.00
	NUMBER FILED	NUMBER EXTRA	RATE FEE	RATE FEE
TOTAL CLAIMS	6-20	0	x 18 = \$0.00	x 9 = \$0.00
INDEPENDENT CLAIMS	2-3	0	x 84 = \$0.00	x 42 = \$0.00
<input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS PRESENTED			+ \$280.00	+ \$140.00
TOTAL			\$750.00	\$0.00

5. ☐ Small entity status: Applicant claims small entity status. See 37 C.F.R. § 1.27.
6. ☒ Priority of Application No(s). 8-113906 filed in Japan on May 8, 1996 is claimed under 35 U.S.C. § 119. See attached copy of the Letter claiming priority filed in the prior application on July 30, 1997.
7. ☐ Priority of International Appl. filed on under the Patent Cooperation Treaty and Application No(s). filed in on under 35 U.S.C. § 119 is hereby reclaimed.

8. ☒ Address all future communications to:
- BIRCH, STEWART, KOLASCH & BIRCH, LLP  
P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000  
or  
Customer No. 002292
9. ☐ The applicant(s) hereby petition(s) for an extension of  
( ) month(s) pursuant to 37 C.F.R. §§ 1.17 and  
1.136(a). The fee has been calculated as shown below:
- ☐ NO extensions of time have been previously obtained in  
the prior application. Thus, a fee of \$0.00 is required  
for the full period of the above-requested extension of  
time.
- ☐ An extension of ( ) month(s) was previously  
requested and paid for on in the prior  
application. Thus, a fee of \$0.00 is required to obtain  
an additional ( ) month(s) in order to  
establish co-pendency with the present application.
10. ☐ Applicant requests suspension of action under 37 C.F.R.  
§ 1.103(b) for a period of ( ) months (not to  
exceed 3 months) and the fee of \$130.00 under 37 C.F.R.  
§ 1.17(i) is enclosed.
11. ☒ Check(s) in the amount of \$750.00 is/are enclosed.
12. ☐ Please charge Deposit Account No. 02-2448 in the amount  
of \$0.00. A triplicate copy of this request is  
enclosed.
13. ☐ The filing fee is **NOT** attached. Please issue a Notice  
requesting the filing fee.
14. ☐ Also enclosed herewith is the following:

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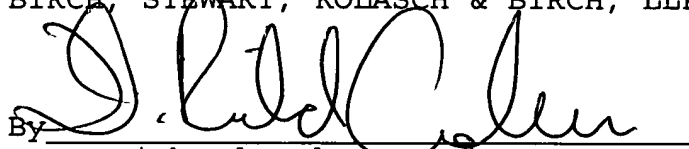
Appl. No. 08/841,318

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17; particularly, extension of time fees.

It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. § 1.53(d) application, be it either this application or a prior application in the same file wrapper, the Patent and Trademark Office may provide similar information or access to all of the other applications in the same file wrapper.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

  
By \_\_\_\_\_  
D. Richard Anderson, #40,439

DRA/jdm  
1259-0191P

P.O. Box 747  
Falls Church, VA 22040-0747  
(703) 205-8000

Attachment(s)

(Rev. 04/30/03)



PATENT  
1259-SP191P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: Kouki HATAKEYAMA  
Serial No.: 08/841,318 Group: unassigned  
Filed: April 30, 1997 Examiner: unassigned  
For: CONTROLLING METHOD FOR ELECTRONIC STILL CAMERA

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L E T T E R

MAY 27 2003

Assistant Commissioner for Patents  
Washington, DC 20231

Technology Center 2600  
July 30, 1997  
1249-SP191P

Sir:

Under the provisions of 35 U.S.C. § 119 and 37 C.F.R. § 1.55(a), the applicant(s) hereby claim(s) the right of priority based on the following application(s):

<u>Country</u>	<u>Application No.</u>	<u>Filed</u>
Japan	8-113906	May 8, 1996

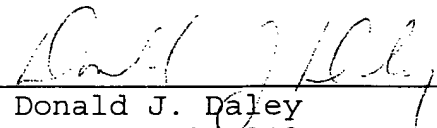
A certified copy of the above-noted application(s) is(are) attached hereto.

Please charge any fees under 37 C.F.R. § 1.16-1.21(h) or credit any overpayment to Deposit Account No. 02-2448.

Respectfully submitted,

BIRCH, STEWART, KOLASCH & BIRCH, LLP

By

  
Donald J. Daley  
Reg. No. 34,313

DJD/DRA:11

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Attachment  
(Rev. 06-16-97)

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